

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA,
NORTHERN DIVISION

| | | |
|------------------------------------|---|-------------------|
| L. JOE PITTS, as Administrator of |) | |
| the |) | |
| Estate of SANDRA ANN SPENCE |) | |
| PITTS, Deceased, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | |
| |) | |
| BRIDGESTONE AMERICAS |) | CIVIL ACTION NO.: |
| HOLDINGS, INC.; |) | 2:06cv1008-ID-SRW |
| BRIDGESTONE FIRESTONE |) | |
| NORTH AMERICAN TIRE, LLC, |) | |
| and BFS RETAIL AND |) | |
| COMMERCIAL OPERATIONS, |) | |
| LLC, |) | |
| doing business as Firestone Tire & |) | |
| Service Centers, |) | |
| |) | |
| Defendants. |) | |

MOTION TO MODIFY SCHEDULING ORDER

Comes now, Defendants Bridgestone Americas Holdings, Inc.;
Bridgestone Firestone North American Tire, LLC and BFS Retail and
Commercial Operations, LLC (“Firestone”) and move to modify the Court’s
February 15, 2007 Uniform Scheduling Order. In support thereof, Firestone
states as follows:

1. The Uniform Scheduling Order sets a dispositive motion deadline of July 3, 2007, which is two months before discovery is set to close on September 17, 2007, and is the same date that plaintiffs are required to disclose experts.

2. There could be facts and expert opinions discovered after July 3, 2007, before discovery closes that could affect either party's decision on whether to file a motion for summary judgment.

3. Plaintiff has advised that he does not oppose this motion.

WHEREFORE, Firestone respectfully requests the Court modify the Uniform Scheduling Order to extend the dispositive motion deadline to a date after September 17, 2007.

Respectfully submitted,

s/ Hope T. Cannon

OF COUNSEL:

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CERTIFICATE OF SERVICE

I hereby certify that on March 1, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants:

None

s/ Hope T. Cannon
